

GOVERNMENT OPERATIONS COMMITTEES

ANNOUNCEMENT OF PUBLIC HEARINGS

For the date, time, and location of this hearing of the Joint Operations committees, call 615-741-3642. The following rules were filed in the Secretary of State's office during the previous month. All persons who wish to testify at the hearings or who wish to submit written statements on information for inclusion in the staff report on the rules should promptly notify Fred Standbrook, Suite G-3, War Memorial Building, Nashville TN 37243-0059, (615) 741-3072.

FILING SEQ	DATE FILED	DEPARTMENT AND DIVISION	TYPE OF FILING	DESCRIPTION	DBID	RULE NUMBER AND RULE TITLE	LEGAL CONTACT	EFFECTIVE DATE
04-01-07	April 4, 2007	0620 Finance and Administration Office of Inspector General	Public Necessity Rules	New Rules	2493	0620-04-02 Rules of Procedure for Contested Cases Before the Inspector General 0620-04-02-.01 Scope 0620-04-.2-02 Definitions 0620-04-02-.03 Filing and Service of Pleadings and Other Materials 0620-04-02-.04 Time 0620-04-02-.05 Commencement of Contested Case Proceedings 0620-04-02-.06 Service of Notice of Hearing 0620-04-02-.07 Declaratory Orders 0620-04-02-.08 Representation by Counsel 0620-04-02-.09 Prehearing Conferences; Motions 0620-04-02-.10 Continuances 0620-04-02-.11 Discovery 0620-04-02-.12 Intervention 0620-04-02-.13 Subpoena 0620-04-02-.14 Order of Proceedings 0620-04-02-.15 Default and Uncontested Proceedings 0620-04-02-.16 Evidence in Hearings 0620-04-02-.17 Clerical Mistakes 0620-04-02-.18 Filing of Final Orders	Kevin C. Bartels Office of Inspector General P.O. Box 282368 Nashville, Tennessee (615) 687-7255	April 4, 2007 through Sept 16, 2007

FILING SEQ	DATE FILED	DEPARTMENT AND DIVISION	TYPE OF FILING	DESCRIPTION	DBID	RULE NUMBER AND RULE TITLE	LEGAL CONTACT	EFFECTIVE DATE
04-02-07	April 5, 2007	0400 Environment and Conservation Division of Underground Storage Tanks	Rulemaking Hearing Rules	Amendments	2497	Chapter 1200-01-15 Underground Storage Tank Program 1200-01-15-.01 Program Scope, Definitions and Proprietary Information 1200-01-15-.02 UST System: Installation and Operation 1200-01-15-.03 Notification, Reporting and Record Keeping 1200-01-15-.04 Release Detection 1200-01-15-.05 Release Reporting, Investigation, and Confirmation 1200-01-15-.06 Petroleum Release Response, Remediation and Risk Management 1200-01-15-.07 Out-of-Service UST Systems and Closure 1200-01-15-.08 Financial Responsibility 1200-01-15-.09 Administrative Guidelines and Procedures for the Tennessee Petroleum Underground Storage Tank Fund 1200-01-15-.10 Fee Collection and Certificate Issuance 1200-01-15-.11 Appeals 1200-01-15-.12 Indicia of Ownership 1200-01-15-.13 Voluntary Registry	Alan M. Leiserson OGC Environment and Conservation L & C Twr 20th Fl 401 Church St Nashville TN 37243 615-532-0125	June 19, 2007
04-03-07	April 5, 2007	0800 Labor and Workforce Development Division of Occupational Safety and Health	Proposed Rules	Amendments	2498 2499 2500	Chapter 0800-01-01 Occupational Safety and Health Standards for General Industry 0800-01-01-.06 Adoption and Citation of Federal Standards Chapter 0800-01-06 Occupational Safety and Health Standards for Construction 0800-01-06-.02 Adoption and Citation of Federal Standards Chapter 0800-01-07 Occupational Safety and Health Standards for Agriculture 0800-01-07-.01 Adoption and Citation of Federal Standards 0800-01-07-.02 Exceptions to Adoption of Federal Standards in 29 CFR Part 1928	Michael M. Maenza Labor and Workforce Development Occupational Safety and Health 3rd Fl Andrew Johnson Twr 710 J Robertson Pkwy Nashville TN 37243-0659 (615) 741-7036	Aug 28, 2007

FILING SEQ	DATE FILED	DEPARTMENT AND DIVISION	TYPE OF FILING	DESCRIPTION	DBID	RULE NUMBER AND RULE TITLE	LEGAL CONTACT	EFFECTIVE DATE
04-04-07	April 9, 2007	1240 Human Services TN Business Enterprises	Rulemaking Hearing Rules	New Rules	2501	Chapter 1240-06-13 Priority for the Establishment of Vending Facilities 1240-06-13-.02 Priority for Unassigned Vending Machine Locations	Kevin Rhoten Assistant General Counsel Citizens Plaza Building, 15th Floor 400 Deaderick Street Nashville, Tennessee 37248-0006 (615) 313-4731	June 23, 2007
					2502	Chapter 1240-06-17 Procurement Requirements 1240-06-17-.01 General 1240-06-17-.02 Equipment Purchases 1240-06-17-.03 Construction / Renovations 1240-06-17-.04 Merchandise Purchases 1240-06-17-.05 Procurement of Non-Tangible Goods and Services 1240-06-17-.06 Purchases Recommended by the Committee of Blind Vendors		
04-05-07	April 10, 2007	0785 Commission of Indian Affairs	Rulemaking Hearing Rules	New Rules	2503	Chapter 0785-01 Recognition Criteria For Native American Indians 0785-01-.01 General 0785-01-.02 Recognition Criteria For Native American Indian Nations, Tribes or Communities 0785-01-.03 Procedures For Petitioning For Recognition 0785-01-.04 Changes In Membership Rolls 0785-01-.05 Administrative Review	Mr. Ed Harris Office of General Counsel. 20th Floor, L & C Tower 401 Church Street Nashville, TN 37243-1535 (615) 532-0135	June 24, 2007
04-06-07	April 10, 2007	Finance and Administration Bureau of TennCare	Notice of Withdrawal of Rules		000	1200-12-14-.01 Definitions (108)(d)		Originally filed Jan 26, 2007; effective April 11, 2007

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04-09-07	April 10, 2007	1660 Wildlife Resources Agency	Rulemaking Hearing Rules	Amendments	2504	Chapter 1660-02-03 Rules and Regulations Governing Classification Of Vessels and Equipment and Lights Required 1660-02-03-.02 Lights 1660-02-03-.04 Sound Signaling Appliances for Vessels Less Than 20 Meters (65'6") 1660-02-03-.07 Rules of Road	Sheryl Holtam, Attorney Tennessee Wildlife Resources Agency P.O. Box 40747 Nashville, TN 37204 (615) 781-6606	June 24, 2007
04-10-07	April 10, 2007	0260 Chiropractic Examiners	Rulemaking Hearing Rules	Amendments	2505	Chapter 0260-02 General Rules Governing Chiropractic Examiners 0260-02-.02, Scope of Practice 0260-02-.12, Continuing Education 0260-02-.20, Advertising	Ernest Sykes, Jr. Health OGC 220 Athens Way Suite 210, Plaza I, MetroCenter Nashville, TN 37243 (615) 741-1611	June 24, 2007
04-11-07	April 11, 2007	0480 Dispensing Opticians	Rulemaking Hearing Rules	Amendments	2506	Chapter 0480-01 General Rules Governing Dispensing Opticians 0480-01-.03, Necessity of Licensure 0480-01-.04, Qualifications for Licensure 0480-01-.14, Apprenticeship Training Program 0480-01-.19, Board Meetings, Officers, Consultants, Records and Declaratory Orders 0480-01-.20, Advertising	Nicole L. Armstrong, Assistant General Counsel, Office of General Counsel, 26th Floor, William R. Snodgrass Tennessee Tower, 312 Eighth Avenue North, Nashville, TN 37247- 0120, (615) 741-1611.	June 25, 2007
04-12-07	April 13, 2007	0080 Agriculture Regulatory Services	Petition for Rulemaking Hearing	Announcements	0000	Chapter 0080-06-24 Pest Plant Regulations 0080-06-24-.01 Definitions 0080-06-24-.02 Pest Plant List	Tennessee Nursery & Landscape Association, Inc. 115 Lyon Street P.O. Box 57 McMinnville, TN 37111 Steve Bennett, 2007 President	Originally filed Feb 17, 2007; effective June 28, 2007
04-13-07	April 16, 2007	0400 Environment And Conservation Division of Air Pollution Control	Rulemaking Hearing Rules	Amendment	2507	Chapter 1200-3-26 Administrative Fees Schedule 1200-3-26-.02 Construction And Annual Emission Fees	Mr. Malcolm H. Butler Division of Air Pollution Control 9th Floor L & C Annex 401 Church Street Nashville, TN 37243-1531 (615) 532-0600	June 30, 2007

FILING SEQ	DATE FILED	DEPARTMENT AND DIVISION	TYPE OF FILING	DESCRIPTION	DBID	RULE NUMBER AND RULE TITLE	LEGAL CONTACT	EFFECTIVE DATE
04-14-07	April 17, 2007	0450 Professional Counselors, Marital and Family Therapists, and Clinical Pastoral Therapists	Rulemaking Hearing Rules	Amendments	2508	Chapter 0450-01 General Rules Governing Professional Counselors 0450-01-.01, Definitions 0450-01-.03, Necessity of Certification or Licensure 0450-01-.19, Board Meetings, Officers, Consultants, Records, and Declaratory Orders 0450-01-.21 Advertising	Nicole Armstrong Health OGC 220 Athens Way Suite 210, Plaza I MetroCenter Nashville, TN 37243 (615) 741-1611	July 1, 2007
				New Rule	2509	Chapter 0450-02 General Rules Governing Marital and Family Therapists 0450-02-.01, Definitions 0450-02-.03, Necessity of Certification or Licensure 0450-02-.19, Board Meetings, Officers, Consultants, Records, and Declaratory Orders, 0450-02-.21 Advertising		
				Amendments				
				New Rule	2510	Chapter 0450-03 General Rules Governing Clinical Pastoral Therapists 0450-03-.03, Necessity of Licensure 0450-03-.19, Board Officers, Consultants, Records, Complaints, and Declaratory Orders 0450-03-.21 Advertising		
				Amendments				
			New Rule					
04-15-07	April 17, 2007	0880 Medical Examiners	Rulemaking Hearing Rules	Amendments	2511	0880-02 General Rules and Regulations Governing the Practice of Medicine 0880-02-.08 Examination 0880-02-.19 Continuing Medical Education	Robert J. Kraemer, Jr. Health OGC 220 Athens Way Suite 210, Plaza I MetroCenter Nashville, TN 37243 (615) 741-1611	July 1, 2007

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04-18-07	April 17, 2007	1150 Occupational and Physical Therapy Examiners Committee of Occupational Therapy	Rulemaking Hearing Rules	Amendments	2516	1150-02 General Rules Governing the Practice of Occupational Therapy 1150-02-.01 Definitions 1150-02-.02 Scope of Practice 1150-02-.04 Qualifications for Licensure 1150-02-.05 Procedures for Licensure 1150-02-.06 Fees 1150-02-.10 Supervision 1150-02-.11 Retirement and Reactivation of License 1150-02-.12 Continued Competence 1150-02-.14 Limited Permit 1150-02-.15 Disciplinary Actions, Civil Penalties, and Screening Panels, 1150-02-.19 Committee Meetings, Officers, Consultants, Records, and Declaratory Orders,	Nicole Armstrong Health OGC 220 Athens Way Suite 210, Plaza I MetroCenter Nashville, TN 37243 (615) 741-1611	July 1, 2007
04-19-07	April 17, 2007	1050 Osteopathic Examination	Rulemaking Hearing Rules	Amendment	2517	Chapter 1050-02 General Rules and Regulations Governing the Practice of Osteopathy 1050-02-.12 Continuing Education Requirements	Robert J. Kraemer, Jr., Health OGC 220 Athens Way Suite 210, Plaza I MetroCenter Nashville, TN 37243 (615) 741-1611	July 1, 2007
04-20-07	April 17, 2007	1200 Health Board for Licensing Health Care Facilities	Rulemaking Hearing Rules	Amendments	2518 2519 2520	Chapter 1200-08-02 Standards for Prescribed Child Care Centers 1200-08-02-.04 Administration Chapter 1200-08-06 Standards for Nursing Homes 1200-08-06-.05 Admissions, Discharges and Transfers 1200-08-06-.11 Records and Reports Chapter 1200-08-34 Standards for Home Care Organizations Providing Professional Support Services 1200-08-34-.04 Administration	Lucy Bond Deputy General Counsel Department of Health Office of General Counsel 220 Athens Way, Suite 210 Plaza 1 Metrocenter Nashville, TN 37243 615-532-7156	July 1, 2007

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04-21-07	April 18, 2007	0620 Finance and Administration	Proposed Rule	Amendments	2521	0250-07-06 Community Services Agency Rules and Regulations 0250-07-06-.01 General Provisions 0250-07-06-.02 Definitions 0250-07-06-.03 Plans of Operation 0250-07-06-.04, Waivers to Plans of Operation 0250-07-06-.05, Administrative and Financial	Mark Cherpack Finance and Administration Suite 2100 TN Twr Nashville TN 37243 (615) 253-4706	Aug 28, 2007
04-24-07	April 25, 2007	0620 Finance and Administration Bureau of TennCare	Rulemaking Hearing Rules	Amendment	2522	Chapter 1200-13-13 TennCare Medicaid 1200-13-13-.04 Covered Services	George Woods Bureau of TennCare 310 Great Circle Road Nashville, TN 37243 (615) 507-6446	July 9, 2007
04-25-07	April 26, 2007	0400 Environment and Conservation Division of Underground Storage Tanks	Proposed Rules	New Rule	2523	1200-1-15 Underground Storage Tank Program 1200-1-15-.14 Record Retention by the Division.	Alan M. Leiserson OGC Environment and Conservation L & C Twr 20th Fl 401 Church St Nashville TN 37243 615-532-0125	Aug 28, 2007
04-31-07	April 27, 2007	0080 Agriculture Division of Regulatory Services	Proposed Rules	New rule Amendment	2524	Chapter 0080-05-10 Commercial Fertilizers Regulations 0080-05-10-.12 Adulteration 0080-05-10-.01 Definitions and Terms	Phyllis Childs, General Counsel Department of Agriculture P. O. Box 40627 Nashville, TN 37204 615-837-5280	Aug 28, 2007

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04-32-07	April 27, 2007	0080 Agriculture Division of Regulatory Services	Proposed Rules	Amendments	2525	Chapter 0080-06-01 Regulations Governing Nurseries, Greenhouses, Plant Dealers, Florists and Collected Plant Dealers 0080-06-01-.01 Regulations 0080-06-01-.02 Definitions 0080-06-01-.03 Inspection of Sales/ Transport 0080-06-01-.04 Application 0080-06-01-.05 Inspection of Nurseries 0080-06-01-.06 Inspection of Greenhouses 0080-06-01-.07 Inspection of Collected Plant Dealers 0080-06-01-.08 Inspection of Plant Dealers or Landscapers 0080-06-01-.09 Inspection of Florists 0080-06-01-.10 Use of Certificates 0080-06-01-.11 Storing of Stock 0080-06-01-.12 Plant Dealers, Landscapers, and Florists Certificates 0080-06-01-.13 Out of State Nurseries 0080-06-01-.14 Seizure of Stock 0080-06-01-.15 Revocation of Rules 0080-06-01-.16 Interference with Duties 0080-06-01-.17 Violation of Quarantine 0080-06-01-.18 Movement of Other Materials 0080-06-01-.19 Infested or Infected Materials 0080-06-01-.20 Civil Penalties for Violations	Phyllis Childs, General Counsel Department of Agriculture P. O. Box 40627 Nashville, TN 37204 615-837-5280	Aug 28, 2007